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 8 PUBLIC KEY PARTNERS

FILED  
 SEP 6 3 51 PM '94  
 RICHARD H. HARRIS  
 CLERK  
 U.S. DISTRICT COURT  
 NO. DIST. OF CA, S.J.

7 X H K.

9 UNITED STATES DISTRICT COURT  
 10 FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 ROGER SCHLAFLY, ) No. C 94 20512 PVT  
 12 Plaintiff, )  
 13 v. ) NOTICE OF MOTION AND MOTION OF  
 14 PUBLIC KEY PARTNERS and ) DEFENDANT PUBLIC KEY PARTNERS  
 15 RSA DATA SECURITY, INC., ) TO DISMISS FOR FAILURE TO  
 16 Defendants. ) STATE A CLAIM OR, IN THE  
 ) ALTERNATIVE, FOR A MORE  
 ) DEFINITE STATEMENT  
 ) (FRCP RULE 12(b)(6) & 12(e))  
 )  
 ) Date: October 18, 1994  
 ) Time: 10:00 a.m.

17  
 18 TO PLAINTIFF ROGER SCHLAFLY:

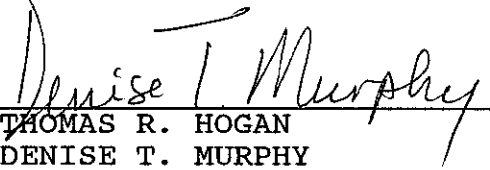
19 PLEASE TAKE NOTICE that on October 18, 1994, or as soon  
 20 thereafter as the matter may be heard in the above-entitled court,  
 21 located at 280 South First Street, San Jose, California, defendant  
 22 Public Key Partners will move the court to dismiss the action  
 23 pursuant to Federal Rules of Civil Procedure 12(b)(6) because  
 24 plaintiff's complaint fails to state a claim upon which relief can  
 25 be granted, or in the alternative for a more definite statement  
 26 pursuant to Federal Rules of Civil Procedure 12(e).

27  
 28 MOTION TO DISMISS, OR FOR A  
 MORE DEFINITE STATEMENT

CAP  
 PUT

1 The motion will be based on this Notice of Motion, the  
2 Memorandum of Points and Authorities filed herewith, and the  
3 pleading and papers filed herein.

4 Dated: September 6, 1994

  
THOMAS R. HOGAN  
DENISE T. MURPHY

Attorneys for Defendant  
PUBLIC KEY PARTNERS